

## REMARKS

Claims 1-43 are currently pending, with claims 1, 20 and 25 being the independent claims. Claims 1-43 have been amended. The amendments to dependent claims 4-11, 13-19 and 26-43 are to correct minor claim wording, and are cosmetic in nature. Support for the amendment to independent claims 1, 20 and 25, and dependent claims 2, 3 and 12 may be found at pg. 3, lines 4-32 of the specification. No new matter has been added. Reconsideration of the application, as amended, is respectfully requested.

In the Office Action dated September 1, 2005, dependent claim 5 was rejected under 35 U.S.C. §112, 1<sup>st</sup> paragraph, as failing to comply with the enablement requirement. Specifically, the Examiner (pg. 2, ¶) states, “it is unclear what ‘Unstructured Supplementary Service Data’ means and it was not described in the specification. For the purpose of examining, Examiner assumes that claim 5 reads as ‘said type of notification is that of terminal terminated data packets’”. With respect to the foregoing statement, Applicant respectfully asserts that the term “unstructured supplementary service data” (“USSD”) describes a technology that is unique to GSM, which term was well-known to a person skilled in the art at the time the present application was filed. (See, for example, 3GPP TS 24.090 V6.0.0 (2004-12) Technical Specification, 3rd Generation Partnership Project; Technical Specification Group Core Network; Unstructured Supplementary Service Data (USSD); Stage 3 (Rel. 6)), a copy of which is attached for the Examiner’s convenience.

Therefore, Applicant respectfully asserts that one skilled in the art would appreciate how to implement USSD, and that the specification is enabled with respect to this term. In view of the foregoing, reconsideration of the rejection is in order, and a notice to that effect is requested.

In the Office Action dated September 1, 2005, independent claims 1, 20 and 25, and dependent claims 2-3, 5-6, 10-13, 21, 23, 24, 26 and 40-43 were rejected under 35 U.S.C. §102(b) as anticipated by U.S. Patent No. 6,724,878 (“*Burg*”), while dependent claims 4, 7-9 and 22 were rejected under 35 U.S.C. §103(a) as unpatentable over *Burg* in view of U.S. Patent No. 5,930,700 (“*Pepper*”). Dependent claims 14-19, 27-29, 31, 32 and 36-39 were rejected under 35 U.S.C.

§103(a) as unpatentable over *Burg* in view of U.S. Patent Publication 2001/0010691 (“*Shen*”). For the following reasons, it is respectfully submitted that all claims of the present application are patentable over the cited reference.

The invention is directed to a network, terminal and method for notifying a call forwarding party about a forwarded call so as to limit the duration of the forwarded call (see pg. 1, lines 7-12 and pg. 2, lines 11-13 of the specification).

*Burg* relates to a method and system for processing a telephone call where a subscriber telephone connection is busy as a result of an on-line connection and the subscriber does not wish to be disturbed while on-line, and therefore sets a not-available-for-incoming-calls state (see col. 1, lines 53-58). However, *Burg* fails to teach that the content of a notification about a forwarded call includes processable data, as recited in amended claims 1, 20 and 25. *Burg* (*Abstract*) merely teaches that “an icon, representing calls stored in the call-backlist, is displayed to the subscriber”. *Burg* does not teach that the icon that is displayed to the subscriber is a notification about a forwarded call, wherein the content comprises processable data.

*Burg* (col. 7, lines 45-48) teaches that CO 108 determines that station 118 is busy, and that station 118 has activated call forwarding to IAS 122 responsive to the receipt of a station 116 call. *Burg* (col. 7, lines 48-50) states, “CO 108, in a conventional manner, directs the call to IAS 122 in accord with the call forwarding telephone number that CO 108 received while interacting with IAS 122”. *Burg* (col. 7, lines 54-55) states, in “forwarding calls, CO 108 sends a message to TS 107 requesting a rerouting of the station 116 call and containing the IAS 122 telephone number as the destination for such rerouting. However, *Burg* fails to teach that this message is a notification about a forwarded call that includes processable data, as recited in amended independent claims 1, 20 and 25.

*Burg* (col. 7, lines 57-60) states, the message will typically contain the telephone number of the called party (station 118) and may also contain the telephone number and caller identification of the forwarded party, namely station 116. This message, however, is forwarded to the server 118, it is not forwarded to a terminal of a call forwarding party, as required by independent claims 1, 20 and 25. Moreover, *Burg* (col. 8, lines 58-60) discloses that an alert

message is sent to station 118, “which includes call and calling station 116 particulars”. There is no indication that the called/forwarding party (i.e., station 118) would receive the claimed notification including processable data. The only notification in *Burg* that is sent is “an icon, representing calls stored in the call-backlist, is displayed to the subscriber”. In view of the foregoing, Applicant respectfully asserts that the claimed invention is patentable over *Burg* and thus, reconsideration and withdrawal of the rejection under 35 U.S.C. §102(b) is respectfully requested.

*Pepper* has been cited by the Examiner in an attempt to cure the deficiencies of *Burg*, i.e., the failure of *Burg* to teach “the notification message is a message of the Short Message Service or voice processing”. *Pepper* relates to a system and method for automatically screening and delivering calls, such as telephone calls, faxes, e-mail, and the like, directed to a communications services subscriber (see col. 3, lines 13-16). However, *Pepper* fails to cure the deficiencies of *Burg*, since *Pepper* also fails to teach or suggest that a notification about a forwarded call includes processable data, as recited in amended claims 1, 20 and 25. *Pepper* (col. 3, lines 20-30) teaches that a notification is sent based on a user’s desire to screen calls.

*Shen* relates to a process and also to a service computer, a switching center, terminals, program modules and memory means with program modules for handling incoming telephone calls for a subscriber line (VA1) of a telecommunications network (PSTN) during an online data-network session blocking the subscriber line (VA1) (see Abstract). *Shen* fails to cure the deficiency of the system achieved by the combination of *Burg* and *Pepper*, since *Shen* also fails to teach or suggest that a notification about a forwarded call includes processable data. Accordingly, independent claims 1, 20 and 25 are patentable over the combination of *Burg*, *Pepper* and/or *Shen*, individually or in combination and, therefore withdrawal of the rejection under 35 U.S.C. §103 is requested.

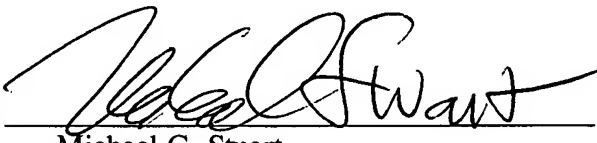
In view of the patentability of independent claims 1, 20 and 25, for the reasons set forth above, dependent claims 2-19, 21-24 and 26-43 are all patentable over the prior art.

Based on the foregoing amendments and remarks, this application should be in condition for allowance. Early passage of this case to issue is requested.

It is believed that no fees or charges are required at this time in connection with the present application. However, if any fees or charges are required at this time, they may be charged to our Patent and Trademark Office Deposit Account No. 03-2412.

Respectfully submitted,

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